

Group Art Unit: 3693
Confirmation No.: 8385
Examiner: Tran, T.

Atty. Ref.: H 2293US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Klaus Hoffesommer

Appl. No. : 10/510,353

Filed : June 23, 2005

For : METHOD AND DEVICE FOR OPTIMIZING THE ORDER OF
ASSIGNMENT OF A NUMBER OF SUPPLIES TO A NUMBER OF
DEMANDERS

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

ELECTION WITH TRAVERSE

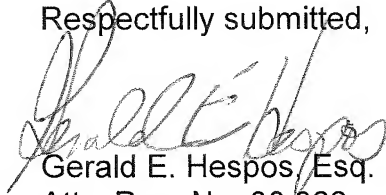
Sir:

This communication is submitted in response to the Office Action of October 15, 2008. The applicant hereby provisionally elects invention I as set forth in claims 1, 8-14, 73, 77; 29-41, 76, 80; 43-56; 57-60; and 65-68.

The applicant respectfully traverses the Restriction Requirement. It is the opinion of the applicant that claim 1 is generic to all disclosed aspects of the invention and to all of the claims. In this regard, claim 1 covers computer-to-computer protocol implementation as well as finance, so that the subject matter of the claims mentioned under invention II in the Office Action should be considered within the scope of the invention defined by claim 1. More particularly, claim 1 defines a method for optimizing the order of assignment of a number of supplies or resources to a number of demanders or

demands. The computer processor unit and the text to be processed by the computer processing unit are set forth in the preamble of claim 1 as options and are not so limited in the body of claim 1. Paragraphs 21 – 28 of the published application clearly indicates that the supplies mentioned in claim 1 can be processors (paragraph 26), transmission lines (paragraph 27) or securities (paragraph 28). The demands mentioned in the preamble of claim 1 can be tasks to be processed (paragraph 26), senders (paragraph 27) or loans (paragraph 28). Accordingly, it is submitted that claim 1 is generic to all disclosed embodiments and all other claims pending in this application. Accordingly, the Examiner is requested to reconsider the restriction requirement. Alternatively, the Examiner is requested to consider reincorporating the non-elected claims back into this application upon allowance of a generic claim.

Respectfully submitted,



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